

**IN THE UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF TEXAS  
HOUSTON DIVISION**

**DELILAH MONTOYA,**  
**Plaintiff**

vs.

**UNIVERSITY OF HOUSTON,**  
**Defendant**

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**Civil Action No. 4:13-cv-00295**

**THE PARTIES' AGREED MOTION TO MODIFY THE COURT'S  
SCHEDULING/DOCKET CONTROL ORDER OF APRIL 17, 2013**

TO THE HONORABLE KEITH P. ELLISON:

NOW COMES PLAINTIFF DELILAH MONTOYA AND DEFENDANT UNIVERSITY OF HOUSTON, and files this Agreed Motion to Modify the Court's April 16, 2013 Scheduling Order.

**I.  
MOTION TO MODIFY SCHEDULING/DOCKET CONTROL ORDER**

**A. DISCOVERY COMPLETION DEADLINE**

The Parties have mutually agreed to a brief extension of the Discovery Deadline from February 14, 2014 to March 15, 2014. The parties have exchanged written discovery but need additional time to complete depositions. This change will not impact the Court's schedule and is sought not solely for delay but so that justice may be done.

**B. DISPOSITIVE MOTION DEADLINE**

The Dispositive and Non-Dispositive Motions deadline is presently set for March 4, 2014. The Parties seek to extend that date by just over two weeks to March 21, 2014 so that they may complete depositions and discuss potential settlement options prior to filing dispositive motions. This change does impact the Court's schedule insofar as it reduces the time between

the dispositive motion deadline and the trial date of June 2, 2014. However, the parties are confident that the disposition of any dispositive motion will be relatively simple given Plaintiff's straightforward allegations of pay disparity between herself and two male colleagues.

## **II. CONCLUSION**

The parties seek these extensions to ensure that the case is fully and that all settlement opportunities are exhausted before dispositive motions are filed. Therefore, the parties seek modification of the discovery deadline to March 14, 2014 and the dispositive motion deadline to March 21, 2014.

Respectfully submitted,

/s/ Ellen Sprovach (by permission)

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